Consent to Join Under 29 U.S.C. § 216(B); and Request for Re-scheduling of Deadline for Motion for Certification

CV08-00030 PJH

PURSUANT TO STIPULATION, IT IS SO ORDERED that:

- 1. The Court conditionally certifies the class under 29 U.S.C. § 216(b);
- 2. The Court approves the 216(b) notice and consent to join form that are attached hereto as Exhibits "A" and "B"
- 3. The Court sets a 45 day deadline of March 24, 2009 as the last date upon which putative members of the FLSA class can file a consent to join this action based on the completion of mailing on or before February 5, 2009;
- 4. The conditional certification will not prejudice Defendant's right to pursue decertification review;
- 5. Plaintiffs' Counsel will engage an independent claims administrator to mail the court approved notice and consent to join forms to putative class members.
- 6. Defense Counsel will confidentially provide by **January 29, 2009** to the independent claims administrator the names and addresses of the putative class members previously withheld from disclosure to Plaintiff's Counsel.
- 7. The Court continues the deadline for Plaintiffs to file their class certification motions from **April 8**, 2009 to **June 30**, 2009 in the event the parties do not settle at mediation, so that the parties have the opportunity to pursue further class certification discovery.

SO ORDERED:

